

REMARKS

This amendment to the specification is responsive to the Examiner's request for clarity on the predecessor cases at page 1 and for clear final lines on pages 4, 5, 10, 11, 12, 15, 18, 19, 21, 27, 28, 30, 31, 32, 40, 41, 42, 43 and 44. Page 1 has been amended to correctly reflect the prior applications and their status, and page 22 has been amended to remove "and an alkylborido radical" (see below). Removal of the objection is requested. No new matter is introduced.

The R' ligand was presented to include "alkoxy" in original claim 1 so this matter remains at page 22. The phrase "an alkylborido radical" has been removed from the amended section at page 22, lines 13-21.

Reconsideration and withdrawal of the objection to the specification are respectfully requested.

Nonstatutory Double Patenting Rejection

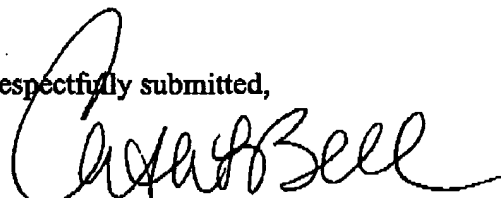
Claims 27-32 were rejected over claims 1,2,5, and 6 of U.S. RE 37,788 and provisionally over claims 4,5,35-41, 44, and 45 of copending Application No. 07/728,428.

Responsive to this rejection is the attached terminal disclaimer over both the patent and the application. Withdrawal of the rejection and allowance of the application are respectfully requested.

Date:

5-23-2005

Respectfully submitted,



Catherine L. Bell
Attorney for Applicants
Registration No. 35,444

ExxonMobil Chemical Co. Law Technology
P.O. Box 2149
Baytown, Texas 77522-2149
Phone: 281-834-5982
Fax: 281-834-2495

USSN: 07/973,261

14

I:\BPC\Law\Prosecution\EMCC Prosecution\89B010C-4-US-2005April25-AmendResp1-111.doc